

P338613

AFFIDAVIT OF MECHANIC'S AND MATERIALMAN'S LIEN

155-42-3989

BEFORE ME, the undersigned authority, on this day personally appeared Mark J. Trammell, who upon his oath deposed and swore that the following statements are true:

1. My name is Mark J. Trammell. I am Manager-Administration of the Houston Division of Redland Stone Products Company, hereinafter referred to as "Claimant". I have personal knowledge of the facts set forth below and am authorized to make this affidavit;

2. Claimant's address is 17910 IH-10 West, San Antonio, Texas 78257;

3. Pursuant to a contract by and between Claimant and Gulf Coast Asphalt and Paving, Inc., claimant performed labor and/or furnished materials to the construction improvements located on two tracts of land at 2239 Haden Road in Harris County, Texas, known as ISK Biotech Corporation and more fully described as follows:

TRACT 1

BEING 85.1531 acres of land located in the Richard and Robert Vince Survey, Abstract No. 76, Harris County, Texas and being a portion of that certain 99.811 acre tract of land conveyed to J.F. Hadding, Trustee by deed recorded in Volume 1395, Page 533 of the Deed Records of Harris County, Texas, said 85.1531 acres of land is more particularly described by metes and bounds of "TRACT 1" in attached Exhibit "A"; and

TRACT 2

BEING 129.4650 acres of land located in the in the Richard and Robert Vince Survey, Abstract No. 76, Harris County, Texas, said 129.4650 acres being comprised of Parcel 1, that certain 8.3329 acre tract of land conveyed to S.D.S Biotech Corporation (called to contain 8.3331 acres) by deed filed under Film Code No. 825-69-1639, Official Public Records of Real Property, Harris County, Texas and Parcel 2, that certain 121.1321 acre tract of land conveyed to S.D.S Biotech Corporation (called to contain 121.1328 acres) by deed filed under Film Code No. 854-96-1576, Official Public Records of Real Property, Harris County, Texas, said 129.4650 acres of land is more particularly described by metes and bounds of "TRACT 2" in attached Exhibit "A";

4. The labor and/or materials furnished by Claimant are generally described as Asphaltic Concrete Type D and Tack Oil;

5. The owners or reputed owners of the above described real property are ISK Biotech Corporation and Fermenta Plant Protection Company;

9548321



165-42-3990

6. After allowing all just credits offsets and payments, the amount of \$15,532.99 remains unpaid and is due and owing to ~~Clamm~~ and Redland Stone Products Company claims a lien on said property and improvements to secure payment of said amount.

Signed this the 15th day of July, 1993.

REDLAND STONE PRODUCTS COMPANY

By: *Mark J. Trammell*
Mark J. Trammell
Manager-Administration
Houston Division

SUBSCRIBED and SWORN TO before me by Mark J. Trammell on this the 15th day of July, 1993.

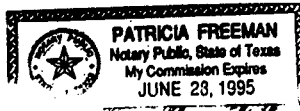


Patricia Freeman
Notary Public, State of Texas
Printed Name of Notary
PATRICIA FREEMAN

My commission expires: _____

STATE OF TEXAS
COUNTY OF HARRIS

Acknowledged before me on this the 15th day of July, 1993, by Mark J. Trammell, Manager-Administration of the Houston Division of Redland Stone Products Company, a Texas corporation, on behalf of said corporation.



Patricia Freeman
Notary Public State of Texas
Printed Name of Notary
PATRICIA FREEMAN

My commission expires: _____

After filing, return to:
REDLAND STONE PRODUCTS COMPANY
17910 IH10 WEST
SAN ANTONIO, TX 78257
ATTN: CREDIT DEPT.

197-73-2541

165-42-3991

EXHIBIT "A"

TRACT 1

SITING 85.1531 acres of land located in the Richard and Robert Vince Survey Abstract No. 76, Harris County, Texas and being a portion of that certain 99.811 acre tract of land conveyed to J.F. Hedding, Trustee by deed recorded in Volume 1395, Page 533 of the Deed Records of Harris County, Texas, said 85.1531 acres of land is more particularly described by metes and bounds as follows:

Note: All bearings recited herein are referenced to the City of Houston Monumentation System.

COMMENCING at City of Houston Monument No. 5857/1413 having coordinates of X=3,215,379.18 feet and Y=719,819.27 feet;

THENCE South 19 deg. 29 min. 36 sec. East, a distance of 357.88 feet to a concrete monument with brass disc stamped "North 31-16.87, East 27-18.77" found marking the east corner of the herein described tract, same being the east corner of said 99.811 acre tract;

THENCE South 53 deg. 27 min. 36 sec. West, generally along the bank of a drainage ditch, passing a southeasterly projection of the northeasterly high bank of Greens Bayou at 2389.93 and continuing the same course a total distance of 2569.48 feet to the south corner of the herein described tract, same being the south corner of said 99.811 acre tract;

THENCE the following courses along the southwesterly line of said 99.811 acre tract:

1. North 49 deg. 01 min. 24 sec. West, a distance of 273.38 feet;
2. North 42 deg. 15 min. 24 sec. West, a distance of 283.98 feet;
3. North 31 deg. 59 min. 24 sec. West, a distance of 299.48 feet;
4. North 29 deg. 02 min. 24 sec. West, a distance of 273.08 feet;
5. North 49 deg. 43 min. 24 sec. West, a distance of 490.00 feet;
6. North 55 deg. 05 min. 33 sec. West, a distance of 66.23 feet to the West corner of said 99.811 acre tract same being the south corner of that certain 3.6359 acre tract of land conveyed to Fehval Corporation by deed filed under Film Code No. 118-92-1613, Official Public Records of real Property, Harris County, Texas;

THENCE North 53 deg. 27 min. 36 sec. East, at 88.19 feet pass the high bank of Greens Bayou, at 93.19 feet and right 3.82 feet pass a 2 inch iron pipe found, continuing the same course a total distance of 1212.78 feet to a 1/2 inch iron rod set for corner;

-1-

ANY PROVISIONS HEREIN WHICH RESTRICTS THE SALE, RENTAL, OR USE OF THE DESCRIBED REAL PROPERTY BECAUSE OF COLOR, OR RACE IS INVALID AND UNENFORCEABLE UNDER THE FEDERAL LAW.

CERTIFIED COPY CERTIFICATE

THE STATE OF TEXAS

COUNTY OF HARRIS

The above is a full, true and correct photographic copy of the original record now in my lawful custody and possession, as the same is recorded in the Official Public Records of Real Property in my office and Preserved on Microfilm and having Microfilm Identification Number as stamped thereon.

Molly A. Pryor,
County Clerk, Harris County, Texas

I certify on:

JUL 13 1993

Susan L. McPherson
SUSAN L. MCPHERSON

Deputy

197-76-2542

165-42-3992

THENCE South 36 deg. 32 min. 24 sec. East, a distance of 28.85 feet to a 1/2 inch iron rod set for corner;

THENCE North 53 deg. 27 min. 36 sec. East, a distance of 825.81 feet to a 1/2 inch iron rod set for the most westerly north corner of the herein described tract;

THENCE South 89 deg. 59 min. 24 sec. East, a distance of 283.43 feet to 1/2 inch iron rod set for the most easterly north corner of the herein described tract in the southwesterly line of the Harris County Houston Ship Channel Navigation District Railroad, based on a width of 325 feet;

THENCE South 53 deg. 53 min. 24 sec. East, along the southwesterly line of said Harris County Houston Ship Channel Navigation District Railroad, a distance of 1491.17 feet to the PLACE OF BEGINNING and containing 81.1331 acres of land of which 81.3922 acres lies above or northeasterly of the high bank of Greens Bayou.

TRACT 2

BEING 129.4659 acres of land located in the Richard and Robert Vince Survey, Abstract No. 76, Harris County, Texas, said 129.4659 acres being comprised of Parcel 1, that certain 8.3329 acre tract of land conveyed to S.S. Biotech Corporation (called to contain 8.3331 acres) by deed filed under Film Code No. 825-69-1639, Official Public Records of Real Property, Harris County, Texas and Parcel 2, that certain 121.1321 acre tract of land conveyed to S.S. Biotech Corporation (called to contain 121.1328 acres) by deed filed under Film Code No. 854-86-1576, Official Public Records of Real Property, Harris County, Texas, said 129.4659 acres of land is more particularly described by metes and bounds as follows:

Note: All bearings recited herein are referenced to the City of Houston Monumentation System.

COMMENCING at City of Houston Monument No. 5857/1413 having coordinates of X=3,315,373.18 feet and Y=719,818.27 feet;

THENCE North 68 deg. 35 min. 13 sec. East, a distance of 183.66 feet to a 1/2 inch iron rod set for the southeast corner of said Parcel 2 in the north line of that certain tract of land conveyed to Harris County Houston Ship Channel Navigation District by deed recorded in Volume 1218, Page 626 of the Deed Records of Harris County, Texas, from said place of beginning a concrete monument with brass disc bears North 73 deg. 28 deg. 38 sec. West-2.92 feet;

THENCE North 88 deg. 13 min. 24 sec. West, along the north line of said Harris County Houston Ship Channel Navigation District tract, a distance of 144.95 feet to a concrete monument with brass disc found for a corner of said Parcel 2;

-2-

ANY PROVISIONS HEREIN WHICH RESTRICTS THE SALE, RENTAL, OR USE OF THE DESCRIBED REAL PROPERTY BECAUSE OF COLOR, OR RACE IS INVALID AND UNENFORCEABLE UNDER THE FEDERAL LAW.

CERTIFIED COPY CERTIFICATE

THE STATE OF TEXAS

COUNTY OF HARRIS

The above is a full, true and correct photographic copy of the original record now in my lawful custody and possession, as the same is recorded in the Official Public Records of Real Property in my office and Preserved on Microfilm and having Microfilm Identification Number as stamped thereon.

I certify on:

Molly A. Pryor,
County Clerk, Harris County, Texas

JUL 13 1993

Susan L. McPherson
SUSAN L. MCPHERSON

Deputy

197-73-2543

165-42-3993

THENCE North 53 deg. 53 min. 24 sec. West, along the north line of the Harris County Houston Ship Channel Navigation District tract, a distance of 14.92 feet to a 1/2 inch iron rod set for a corner of said Parcel 2 same being the southeast corner of Baden Road based on a width of 69 feet;

THENCE North 83 deg. 38 min. 24 sec. West, along the east line of said Baden Road, a distance of 77.87 feet to a 1/2 inch iron rod set for corner of said Parcel 2 same being the northeast corner of said Baden Road.

THENCE North 53 deg. 53 min. 24 sec. West, along the northeasterly line of said Baden Road, a distance of 2877.63 feet to a 1/2 inch iron rod set for the southwest corner of said Parcel 2 same being the southeast corner of that certain 3.7887 acre tract of land conveyed to Jones Chemicals, Inc. by deed, filed under Film Code No. 124-12-8763, Official Public Records of Real Property, Harris County, Texas;

THENCE North 83 deg. 37 min. 24 sec. West, along the said line of said 3.7887 acre tract, a distance of 544.74 feet to a 1/2 inch iron rod set for the most westerly northwest corner of said Parcel 2, same being the southwest corner of that certain 1.7217 acre tract of land conveyed to Jones Chemicals, Inc. by deed filed under Film Code No. 123-84-1246, Official Public Records of Real Property, Harris County, Texas;

THENCE North 86 deg. 32 min. 36 sec. East, along the south line of said 1.7217 acre tract, a distance of 150.00 feet to a 1/2 inch iron rod set for a corner of said Parcel 2, same being the southeast corner of said 1.7217 acre tract;

THENCE North 83 deg. 37 min. 24 sec. West, along the east line of said 1.7217 acre tract, a distance of 580.00 feet to a 1/2 inch iron rod set for the most northerly northwest corner of said Parcel 2, same being the

northeast corner of said 1.7217 acre tract in the south right-of-way line of the Houston North Shore Railway, based on a width of 180 feet;

THENCE North 86 deg. 32 min. 36 sec. East, along the south right-of-way line of said Houston North Shore Railway, a distance of 2225.97 feet to a 1/2 inch iron rod set for the most northerly northeast corner of said Parcel 2, same being the northwest corner of that certain 1.889 acre tract conveyed to Harris County Flood Control District;

THENCE South 83 deg. 14 min. 24 sec. East, along a west line of said 1.889 acre tract, a distance of 189.51 feet to a 1/2 inch set for corner;

THENCE South 33 deg. 14 min. 24 sec. East, along a west line of said 1.889 acre tract, a distance of 273.94 feet to a 1/2 inch iron rod set for corner;

THENCE South 28 deg. 36 min. 24 sec. East, along a west line of said 1.889 acre tract, a distance of 132.81 feet to a 1/2 inch iron rod set for the south corner of said 1.889 acre tract;

-3-

ANY PROVISIONS HEREIN WHICH RESTRICTS THE SALE, RENTAL, OR USE OF THE DESCRIBED REAL PROPERTY BECAUSE OF COLOR, OR RACE IS INVALID AND UNENFORCEABLE UNDER THE FEDERAL LAW.

CERTIFIED COPY CERTIFICATE
THE STATE OF TEXAS

COUNTY OF HARRIS

The above is a full, true and correct photographic copy of the original record now in my lawful custody and possession, as the same is recorded in the Official Public Records of Real Property in my office and Preserved on Microfilm and having Microfilm Identification Number as stamped thereon.

I certify on:

Molly A. Pryor,
County Clerk, Harris County, Texas

Susan L. McPherson
SUSAN L. MCPHERSON

Deputy

JUL 13 1993

197-78-2544

165-42-3994

THENCE South 83 deg. 38 min. 24 sec. East, along the east line of said Parcel 2, a distance of 533.34 feet to a 1/2 inch iron rod set for a corner of the herein described tract, same being the northwest corner of said Parcel 1, from which a railroad spike found bears South 14 deg. 38 min. 35 sec. East - 7.84 feet;

THENCE North 86 deg. 29 min. 36 sec. East, a distance of 497.33 feet to a 1/2 inch iron rod set for the northeast corner of said Parcel 1, in the northwesterly line of a 58 foot wide Houston Lighting & Power Co. easement;

THENCE South 15 deg. 18 min. 26 sec. West, along the northwesterly line of said 58 foot wide easement, a distance of 1942.13 feet to a 1/2 inch iron rod set for the south corner of said Parcel 1 in the east line of said Parcel 2;

THENCE South 83 deg. 38 min. 24 sec. East, along the east line of said Parcel 2, a distance of 698.82 feet to the PLACE OF BEGINNING and containing 129.4658 acres of land.

ANY PROVISION HEREIN WHICH RESTRICTS THE SALE, MENTAL OR USE OF THE DESCRIBED REAL PROPERTY BECAUSE OF COLOR OR RACE IS INVALID AND UNENFORCEABLE UNDER FEDERAL LAW.
THE STATE OF TEXAS
COUNTY OF HARRIS

I hereby certify that this instrument was FILED in File Number Sequence on the date and at the time stamped hereon by me, and was duly RECORDED, in the Official Public Records of Real Property of Harris County, Texas on

JUL 15 1993



COUNTY CLERK
HARRIS COUNTY, TEXAS

93 JUL 15 PM 1:32

HARRIS

RECORDED FOR INFORMATION
AT THIS OFFICE INFORMATION THIS
NOT BEING A PART OF THE INSTRUMENT
THE INSTRUMENT IS NOT A PART OF THE INSTRUMENT
THE INSTRUMENT IS NOT A PART OF THE INSTRUMENT
THE INSTRUMENT IS NOT A PART OF THE INSTRUMENT